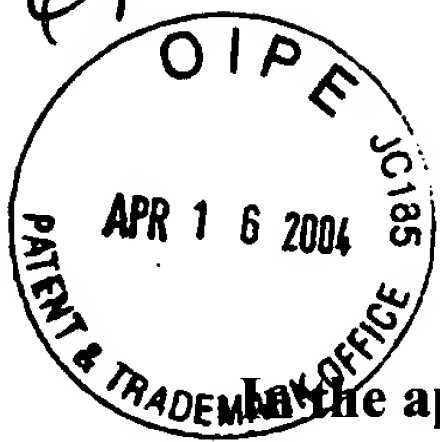


1843



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 95,1408-GGG)

PATENT

The application of:

Kellogg *et al.*

Serial No. 09/858,318

Filed: May 15, 2001

**For: Microfluidics Devices and Methods for
High Throughput Screening**

**Before the Examiner:
L. Cross**

Group Art Unit: 1743

TRANSMITTAL LETTER

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached

Response to Restriction Requirement and return postcard

2. No additional fee is required.
3. GENERAL AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE UNDER 37 CFR 1.10: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 herein above, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 12th day of April 2004.

By: 

Kevin E. Noonan, Ph.D.
Reg No. 35,303



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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PATENT

In the application of:

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Filed: May 15, 2001

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**Before the Examiner:
L. Cross**

Group Art Unit: 1743

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the Restriction Requirement mailed March 11, 2004, Applicant elects to prosecute Claims 1-24 and 33-41, designated as Group I by the Examiner. Applicants' election is with traverse

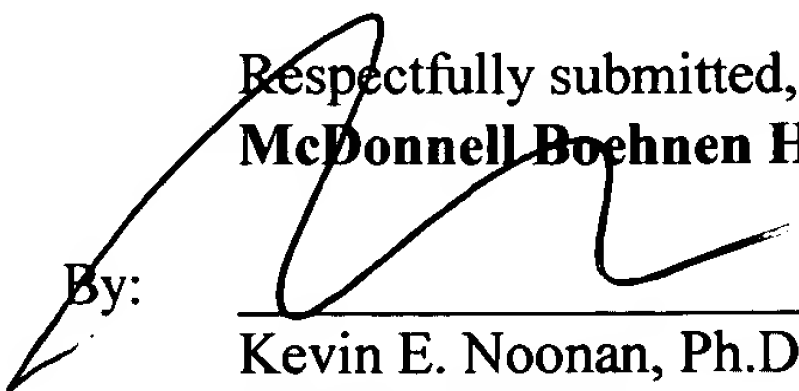
Applicants respectfully request that the Examiner reconsider the instant Restriction Requirement. Applicants respectfully contend that it would impose no undue hardship on the Patent and Trademark Office to examine the invention of claims 25-32 along with the elected claims, particularly in view of the relationship between these inventions. Claims 25-32 encompass the combination of the microsystems platforms claimed in claims 1-24 and 33-41 and a micromanipulation device. These inventions are explicitly related to one another, *inter alia*, since claims 1-24 and 33-41 recite platforms manipulated by the micromanipulation devices recited in claims 25-32.

If the Examiner in charge of this application believes it to be helpful, she is invited to contact the undersigned attorney by telephone at (312) 913-0001.

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

Date: April 12, 2004

By:


Kevin E. Noonan, Ph.D.
Reg. No. 35,303